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OFFICE OF PETITIONS

In re Application of :
Lerrick et al. :
Application No. 09/251297 : DECISION ON
Filing or 371(c) Date: 02/17/1999 : PETITION
Attorney Docket Number: KMH-029COMBO :

This is a decision in response to the petition under 37 CFR 1.137(a) or (b), filed October 13 and 16, 2006, to revive the above-identified application.

This Petition under 37 CFR 1.137(a) is hereby **granted**.

The above-identified application became abandoned for failure to timely and properly reply to the Notice of Allowability, mailed January 17, 2006. The Notice set a non-extendable three (3) month period for reply. No response having been received, the application became abandoned on April 18, 2006. A Notice of Abandonment was mailed June 7, 2006.

Applicant filed a petition to withdraw the holding of abandonment on September 21, 2006, which was dismissed in a Decision mailed September 26, 2006, as being untimely.

With the instant petition, Applicant has met the requirements of a grantable petition under 37 CFR 1.137(a).

In view of the above, the petition is granted. The application will be referred to Publishing Division for processing into a patent.

A refund of the excess petition fee, \$1000.00, has been scheduled via Treasury Check.

Telephone inquiries concerning this matter should be directed to the undersigned at (571) 272-3232.

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